IN THE HIGH COURT OF JUDICATURE AT BOMBAY.
CRIMINAL APPELLATE JURISDICTION.

APPLICATION NO. 10 OF 2006

Chandrashekhar Vilas Shinde .. .... Applicant.
V/s
State of Maharashtra .... Respondents.

Shri B.R.Patil, with Shri D.D.Shinde, Adv. for the applicant.

Ms.S.D./Shinde, APP for the State.

CORAM: V.M. KANADE, J.

27TH JANUARY, 2006

PC:

Heard learned counsel for the applicant and the learned APP for the State.

The Applicant was arrested in connection with CR No.579 of 2005 on 28.11.2005 for the offences punishable under section 420, 468 467, 471 and 120B of IPC.

The prosecution case is that original accused one Prabhakar Bhide along with others owned some land in Pune City and this land was acquired by the Pune Municipal Corporation. However it is alleged that the original landlord received compensation for acquisition of the said land and thereafter given power of attorney to one Balaji Vithal Hire who tried to secure DRC/TDR from Pune Municipal Corporation. While doing so said Bhide used to forge the

documents. After this was revealed the officers of the Municipal Corporation filed a complaint. It is alleged that the present applicant was interrogated on number of occasions before his arrest. From the record it appears that as of today the only evidence against the present applicant is in the form of statement of co-accused. Charge sheet has already been filed against five accused. The applicant however not arrayed in the said charge sheet. In the circumstances in my view the applicant is entitled to be released on bail.

The applicant is released on bail in the sum of Rs.20,000/- with one or two sureties in the like amount. He shall report the police station of Deccan Gymkhana once in a week.

It is however clarified that in the event the investigating officer intends to carry further investigation after obtaining the requisite permission from the court as contemplated under section 173(8) and some material is found in the said investigation the prosecution is at liberty to apply for cancellation of bail. With these directions the application is disposed of.

C.C. Expedited.